GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:5216
ANSWERED ON:29.04.2005
SUPREME COURT OBSERVATIONS REGARDING ANTICIPATORY BAIL
Paraste Shri Dalpat Singh

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether Supreme Court has made any observation with regard to grant of anticipatory bail by the courts;

(b) if so, the details thereof; and

(c) the react ion of the Government thereto?

Answer

MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K.VENKATAPATHY)

(a),(b) & (c): The Supreme Court has recently laid down certain principles/guidelines with regard to the grant of Anticipatory Bail in Adri Dharan Das vs. West Bengal 2005(2) SCALE 212; JT 2005(2)SC 548. These gu ideli nes are mai nly covered in para 5 to 16 of the judgment, extract of which is annexed hereto. These guidelines iaid down by the Supreme Court are binding in nature and as such all the courts are under obligation to follow them.Adri Dharun Das v.v West Bengal (Pasayat,J.)